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JC10 Rec'd PTO 08 NOV 2005 #4  
Express Mail No.: EV452772916US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Jerome B. Zeldis

Confirmation No.: 3548

Application No.: 10/531,552

Group Art Unit: To Be Assigned

Filed: April 13, 2005

Examiner: To Be Assigned

For: METHODS OF USING AND  
COMPOSITIONS COMPRISING  
SELECTIVE CYTOKINE  
INHIBITORY DRUGS FOR THE  
TREATMENT AND  
MANAGEMENT OF  
MYELODYSPLASTIC  
SYNDROMES

Attorney Docket No.: 9516-075-999

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


In response to a Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) ("Notification"), mailed October 24, 2005, and in connection with the above-identified application, Applicant submits herewith: (1) a copy of the Declaration executed by Jerome B. Zeldis.

Late filing fee of \$130 is believed due for this submission. However, if the Patent and Trademark Office determines otherwise, please charge the required fee to Jones Day Deposit Account No. 50 3013. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: November 8, 2005

11/15/2005 LLANDGRA 00000068 503013 10531552  
01 FC:1617 130.00 DA

  
By: Yeahsil Moon (Reg. No.) 52,042  
For: Anthony M. Insogna 35,203  
JONES DAY  
222 East 41<sup>st</sup> Street  
New York, New York 10017-6702  
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Enclosures

NYJD: 1599292.1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

9516-075-999

U.S. APPLICATION NUMBER NO.

10/531,552

FIRST NAMED APPLICANT

Jerome B Zeldis

ATTY. DOCKET NO.

9516-075-999

INTERNATIONAL APPLICATION NO.

PCT/US03/11324

I.A. FILING DATE

04/11/2003

PRIORITY DATE

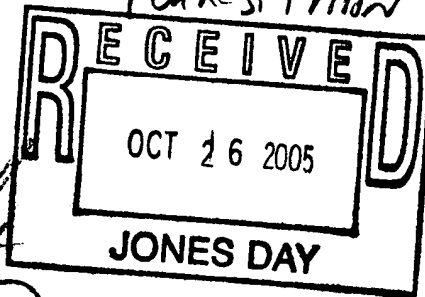
10/15/2002

CONFIRMATION NO. 3548

371 FORMALITIES LETTER



\*OC000000017307751\*



Jones Day  
222 East 41th Street  
New York, NY 10017

Date Mailed: 10/24/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/13/2005
- Copy of the International Search Report filed on 04/13/2005
- Oath or Declaration filed on 04/13/2005
- Request for Immediate Examination filed on 04/13/2005
- U.S. Basic National Fees filed on 04/13/2005
- Priority Documents filed on 04/13/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

• Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

- is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

• To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,552	PCT/US03/11324	9516-075-999

FORM PCT/DO/EO/905 (371 Formalities Notice)